IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

WRIT PETITION NO. 6250 OF 2004

Yashwant Yadav Mhase .. Petitioner

versus

Chindhu N. Magar & ors. .. Respondents

...

Ms.Alpa Jhaveri for the petitioner.

CORAM : D.G. KARNIK, J

DATED : 1st September 2004.

P.C:-

1. Heard the learned counsel for the petitioner.

2. An order passed on 11th April 2001 by the learned District Judge, Raigad in Civil Appeal No.2 of 2000 is impugned in this Writ Petition. The appellate Court has held that the appeal itself was incompetent and not maintainable. I am in agreement of the reasons given in the appellate order, that the appeal was not maintainable. The appeal has rightly been dismissed, as not maintainable. Even otherwise, I find no merit in the case of the petitioner.

Petition rejected.

D.G. KARNIK,J